

TEMPORARY

No. 69093-T

TEMPORARY

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 21 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 29 1978 under 35752

The applicant **Somersett Development Company Ltd.** hereby makes application for permission to change the **Point of Diversion and Place of Use** of a portion of water heretofore appropriated under **Permit 11489, Certificate 4827** (which changed the point of diversion of said portion from **Claims 235 and 239** of the **Truckee River Decree**, said Decree entered by the **District Court of the United States for Nevada** in that certain action entitled, "**The United States of America Plaintiff vs. Orr Water Ditch Company, et al., Defendants**", in Equity Docket A-3.)

1. The source of water is **the Truckee River.**
2. The amount of water to be changed **Claim 325 – 0.60 acre-feet, Claim 239 – 0.48 acre-feet along with a pro-rata share of the diversion rate.**
3. The water to be used for **as Decreed.**
4. The water heretofore permitted for **as Decreed.**
5. The water is to be diverted at the following point **within the SW¼ of the SW¼ of Sec. 14, T19N, R18E, MDB&M from which the SW corner of said Section 14 bears South 58°30' West a distance of 1400 feet. Map filed with permit # 35752.**
6. The existing permitted point of diversion is located within **The NE¼ of the NW¼ of Section 19, T19N, R19E, MDB&M, or at a point from which the Northwest corner of Section 20, T19N, R19E, MDB&M bears S88°05'E a distance of 2,620 feet. Lake Ditch per Orr Ditch Decree. The existing POD of the Southside Canal was changed to Lake Ditch by Permit 11489, Certificate Number 4827.**
7. Proposed place of use **Portions of the following sections: S½ of Sec. 1, Sec. 2, Sec. 3, Sec. 10, Sec. 11, Sec. 12 and N½ of NE¼ of Sec. 13, T19N, R18E, MDBM and the SE¼ of the SE¼ Sec. 35, T20N, R18E, MDBM. See the map associated with change application number 66535.**
8. Existing place of use **Claim 235 – 0.15 acre in the SE¼ NE¼ of Section 15, T19N, R19E, MDB&M, APN 010-181-65. Claim 239 – 0.12 acre in the SE¼ NE¼ of Section 14, T19N R19E, MDB&M, APN: 014-052-10.**
9. Use will be from **As Decreed to As Decreed** of each year.
10. Use was permitted from **As Decreed to As Decreed** of each year.
11. Description of proposed works **Water will be diverted by existing motor pump, still well system and pipeline to place of use.**
12. Estimated cost of works **Completed.**
13. Estimated time required to construct works **Completed.**
14. Estimated time required to complete the application of water to beneficial use **1 year.**

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15. Remarks: For use in irrigation of golf course and landscaping

By s/Mary C. June
Mary C. June
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WITHDRAWN BY APPLICANT

AGENT

DEC 17 2004

Compared sg/SG

James J. Ricci, P.E.

STATE ENGINEER

eam

Protested _____
